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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA**
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11 PABLO MORALES, SR. *ET AL.*,
12 *Plaintiff,*
13 vs.
14 CITY OF LOS ANGELES, *ET AL.*,
15 *Defendants.*
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CASE NO. CV 11-04757 SVW (SHx)

**PROTECTIVE ORDER RE:
DISCLOSURE OF CONFIDENTIAL
MATERIALS**

18 **TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD:**

19 After reviewing the parties' joint Stipulation for Protective Order re: Disclosure of
20 Confidential Materials, and finding good cause therefore, the Court hereby orders:

21 1. Defendants may designate as confidential LAPD's Internal Affairs complaints
22 and investigations, and unredacted copies of LAPD's Daily Field Activities Reports and
23 supervisor's logs, all of which Defendants believe contain information of a privileged, and
24 confidential, private or sensitive nature, and the public dissemination of which, Defendants
25 believe will jeopardize compelling interests. The designation of confidential shall be made
26 by affixing to such document or writing a legend, such as "Confidential," "Confidential
27 Documents," "Confidential Material," "Subject to Protective Order" or words of similar
28 effect, provided such legend shall not obscure any part of the writing on any document to

1 which it is affixed. All documents and other tangible things so designated, and all
2 information derived therefrom (hereinafter, collectively, "Confidential Information"), shall
3 be treated in accordance with the terms of this stipulation.

4 2. Confidential Information may be used by the persons receiving such
5 information only for the purpose of this litigation.

6 3. Subject to the further conditions imposed by this stipulation, Confidential
7 Information may be disclosed only to the following persons:

8 (a) Counsel for the parties and to paralegal assistants, office clerks,
9 secretaries and other such personnel working under their supervision;

10 (b) Experts and investigators;

11 (c) The Plaintiffs in this action;

12 (d) Such other parties as may be agreed by written stipulation among the
13 parties hereto.

14 4. Prior to the disclosure of any Confidential Information to any person described
15 in paragraph 3(b), 3(c) or 3(d), counsel for the party that has received and seeks to use or
16 disclose such Confidential Information shall first provide any such person with a copy of this
17 stipulation, and shall cause him or her to execute, on a second copy which counsel shall
18 serve on the other party the following acknowledgment:

19 "I understand that I am being given access to Confidential
20 Information pursuant to the foregoing stipulation and order.
21 I have read the Order and agree to be bound by its terms
22 with respect to the handling, use and disclosure of such
23 Confidential Information.

24 Dated: _____/s/ _____"

25 5. Service of the second copy on the other party shall be made as to designated
26 experts at the time of the designation and otherwise at the termination of the litigation.

27 6. Upon the final termination of this litigation, including any appeal pertaining
28 thereto, all Confidential Information and all copies thereof shall be returned to the party

1 which produced it, except as to Court personnel. All Confidential Information disclosed to
2 any person or party pursuant to any provision hereof also shall be returned to the producing
3 party.

4 7. If any party who receives Confidential Information receives a subpoena or other
5 request seeking Confidential Information, he, she or it shall immediately give written notice
6 to the producing party's counsel, identifying the Confidential Information sought and the
7 time in which production or other disclosure is required, and shall make reasonable efforts
8 to object to the request or subpoena on the grounds of this stipulation so as to afford the
9 producing party an opportunity to obtain an order barring production or other disclosure, or
10 to otherwise respond to the subpoena or other request for production or disclosure of
11 Confidential Material. Other than objecting on the grounds of this stipulation, no party shall
12 be obligated to seek an order barring production of Confidential Information, which
13 obligation shall be borne by the producing party. However, in no event should production
14 or disclosure be made without written notice to the producing party's counsel unless required
15 by court order after serving written notice to the producing party's counsel.

16 8. A party who or which wishes to file any document in this litigation, which
17 contains, or incorporates Confidential Information shall apply to file such document under
18 seal pursuant to Local Rule 79-5. If the Court approves the application to file the document
19 under seal, the document shall be filed in the manner required by the Local Rules or the
20 Court's Order.

21 9. Counsel for the parties hereto shall request that any motions, applications or
22 other pre-trial proceedings which could entail the discussion or disclosure of Confidential
23 Information be heard by the Court outside the presence of the jury, unless having heard from
24 counsel, the Court orders otherwise. Counsel for the parties further shall, during any portion
25 of the trial of this action which could entail the discussion or disclosure of Confidential
26 Information, request that access to the courtroom be limited to parties, their counsel and
27 other designated representative, experts or consultants who agree to be bound by this
28 stipulation, and court personnel, unless having heard from counsel, the Court orders

1 otherwise.

2 10. Nothing herein shall prejudice any party's rights to object to the introduction of
3 any Confidential Information into evidence, on grounds including but not limited to
4 relevance and privilege.

5 11. The Stipulated Protective Order survives settlement, trial and/or appeal.

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7 ***IT IS SO ORDERED:***

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9 DATED: November 10, 2011

A handwritten signature in black ink, reading "Stephen J. Hillman". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

10 Honorable Stephen J. Hillman
11 UNITED STATES MAGISTRATE JUDGE
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